

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Anthony J. Baerlocher
Appl. No.: 10/660,809
Conf. No.: 7061
Filed: September 11, 2003
Title: GAMING DEVICE HAVING SELECTION PICKS AND SELECTION
OUTCOMES DETERMINED BASED ON A WAGER
Art Unit: 3714
Examiner: Sunit Pandya
Docket No.: 0112300-1629

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

Please enter this response in the above-identified patent application.

REMARKS

This Response is submitted in response to the Office Action mailed on February 21, 2007. No fees are due with this Response. Please charge Deposit Account No. 02-1818 for any fees due.

In the Office Action, the Examiner issued a restriction requirement under 35 U.S.C. § 121, which required applicant to elect one of the following:

- I. Claims 1-21, 27-46, drawn to wagering game, classified in class 463, subclass 20.
- II. Claims 22-26, 47-53, drawn to a wagering game with secondary bonus game, classified in class 463, subclass 29.

In response, Applicants hereby make the following elections with traverse:

Applicants hereby elect Group I. Claims 1-21, 27-46, drawn to wagering game, classified in class 463, subclass 20.


Applicant first notes that independent Claims 12 and 39 both include a base game and a bonus game.

Applicant traverses because Applicant believes that examining all the claims would not place an undue burden on the Examiner, in view of the similarity of the claim subject matter in all of the claims. Applicant invites the Examiner to again carefully review the claims in this respect.

Favorable consideration is respectfully requested.

Respectfully submitted,

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Date: March 8, 2007